

CALIFORNIA HORSE RACING BOARD
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SACRAMENTO HARNESS ASSOCIATION

**TO THE CALIFORNIA HORSE RACING BOARD
HONORABLE ARNOLD SCHWARZENEGGER, GOVERNOR**

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KIRK E. BREED, EXECUTIVE DIRECTOR
RICHARD "BON" SMITH, ASSISTANT EXECUTIVE DIRECTOR**

Proceedings of the Board of Stewards for the period of Monday, April 28, 2008 through Sunday, May 04, 2008. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

Monday

04/28/08 (1) Entries/Draw for Thursday 05/01/08 & Friday 05/02/08

Entries were taken and draws held for Thursday and Friday programs. For Thursday eighty-nine (89) head were drawn to compete in eleven (11) events. For Friday one hundred twelve (112) head were drawn to compete in fourteen (14) races.

Scratch time for both cards is Tuesday April 29, 2008 at 9:00 a.m.

04/28/08 (2) Race Office – Aaron Colley

A minor disturbance occurred when race office personnel requested Licensee Aaron Colley (Camera Operator/Owner) to leave the office as he was disturbing their work. Colley was not at all cooperative with personnel, but finally relented. Senior Special Investigator Marty Snezek is reviewing the situation. More to follow.

04/28/08 (3) Dark Day

Tuesday

- 04/29/08 (1) **Scratch Time for Thursday 05/01/08**
At scratch time for Thursday, May 01, 2008, there were two (2) driver changes and no scratches.
- 04/29/08 (2) **Scratch Time for Friday 05/02/08**
There were eleven (11) driver changes, one (1) trainer change, and no scratches.
- 04/29/08 (3) **Entries/Draw for Saturday 05/03/08**
Entries were taken and a draw held for Saturday's card. There were fourteen (14) races carded with one hundred twelve (112) horses scheduled to compete. Scratch time will be Wednesday April 30, 2008 at 9:00 a.m.
- 04/29/08 (4) **Dark Day**

Wednesday

- 04/30/08 (1) **Scratch Time for Saturday 05/03/08**
At scratch time there was one (1) driver change and no scratches.
- 04/30/08 (2) **Cal-Breds**
No Cal-Bred races were scheduled for this week's racing.
- 04/30/08 (3) **Qualifying Draw for Thursday 05/01/08**
Entries were taken and a qualifying sheet produced for qualifying races to be conducted on Thursday commencing at 4:30 p.m. There will be thirty (30) horses competing in five (5) races.
- 04/30/08 (4) **Aaron Colley Follow-up**
Investigator Marty Snezek reported to the stewards that he had a 'heart to heart' talk with Licensee Colley and was of the opinion there would be no further problems with this individual.
- 04/30/08 (5) **Dark Day**

Thursday

- 05/01/08 (1) **Qualifying Races**
Five (5) qualifying races were held today commencing at 4:30 p.m. under the supervision of Stewards McLaren and Meyers. In these five (5) events sixteen (16) horses were successful in their qualifying efforts.

Friday**05/02/08 (1) Robley Johnson/Post Race Positive Test**

Trainer Robley Johnson met with the stewards to address California Horse Racing Board Complaint #08SW-0067 post race positive for the Class 6 substance Methocarbamol (Robaxin). The trainer was quite candid in accepting responsibility and stated that his barn procedures had not changed for quite some time. Thus the following ruling was issued:

Ruling # 24

Trainer Robley Johnson, who started “Cam’s Gidget” in the Seventh Race on April 04, 2008, at Cal-Expo, is hereby fined the sum of Three Hundred (\$300) Dollars pursuant to California Horse Racing Board Rule #1887 (Trainer To Insure Condition Of Horse) for violation of California Horse Racing Board Rule #1843 (D) (Medications, Drugs And Other Substances – Methocarbamol (Robaxin) In Excess Of Permitted Level) Class VI.

05/02/08 (2) Race #4 – Driver Ed Hensley/Sanction

Driver Ed Hensley was contacted by telephone at the conclusion of Race #4 to discuss an incident in the first turn when #3 “Beach Crisis” (Ed Hensley) was observed taking back and giving ‘a hole’ to #5 “Shock And Awe” (Gilbert Garcia-Herrera). Driver Hensley admitted he could have made a better effort to keep the hole closed. In light of this conversation and the steward’s observations, the following ruling was issued:

Ruling # 25

Driver Ed Hensley, who drove “Beach Crisis” in the Fourth Race on Friday May 02, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1721 (H) (Driving Rules – Allow A Hole).

05/02/08 (3) Race #4 – Driver James Kennedy/Sanction

Driver James Kennedy was contacted by telephone at the conclusion of Race #4 to discuss his drive on #1A “Real Pro K”. The stewards were of the opinion that Driver Kennedy was much too active with the whip during the stretch drive. Kennedy was quite candid in his conversation with the stewards and promised to exercise better self control. Thus the following ruling was issued:

Ruling # 26

Driver James Kennedy, who drove “Real Pro K” in the Fourth Race on Friday May 02, 2008, is hereby fined the sum of Three Hundred (\$300) Dollars for violation of California Horse Racing Board Rule #1734 (Whipping – No Driver Shall Use Unreasonable Or Unnecessary Force In The Whipping Of A Horse).

05/02/08 (4) **Race #5 – James Lackey/Film Review**

At the conclusion of Race #5 the stewards contacted Driver James Lackey by telephone and ordered him to film review on Thursday May 08, 2008. More to follow.

05/02/08 (5) **Race #11 – Inquiry/Lapped on Break/Disqualification**

The 'inquiry' sign was posted at the conclusion of Race #11 to investigate an incident at the finish when #1 "Voucher Destroyer" (R. Wojcio) broke stride at the wire while being closely pursued by #8 "Long Last Look" (Lemoyne Svendsen). After viewing replays and utilizing the photo finish, the stewards concluded that #1 was 'off-stride' at the wire and was 'lapped on' by #8, thus #1 was disqualified and placed second (2nd) for violation of the breaking rule.

Original order of finish: 1-8-3-6-5-1A-4-2-7

Official order of finish: 8-1-3-6-5-1A-4-2-7

05/02/08 (6) **Program Changes**

3rd Race Declaration - #9 "Senorita Gabriella" – Trainer Kennedy Lindsey

Refund: \$0 Injured – Dr. Goodbary

10th Race Declaration - #4 "Fine Wine" – Trainer Jean MacDonell

Refund: \$0 Injured – Dr. Goodbary

14th Race Declaration - #9 "Blue Overcoat" – Trainer Chris Hernandez

Refund: \$0 Injured – Dr. Goodbary

05/02/08 (7) **Attendance and Handle**

Attendance	558
Live Handle (On Track)	\$76,662
Handle (In State)	\$693,746
Handle (Out of State)	<u>\$453,035</u>
Total Handle	\$1,223,443

Saturday

05/03/08 (1) **Meeting – Stewards/Sire Stake Committee/Race Office**

An informal meeting was held in the steward's office with the Board of Stewards, Steve Chambers representing the Sire Stakes Committee and Fred Kuebler from the Cal Expo Race Office.

The purpose of the meeting was to discuss ways to ensure the quality of our product to the wagering public as well as ensure that the wagering public is well informed as to the competitiveness of the programmed events.

All involved felt the meeting was very worthwhile and several very useable ideas were put forth.

All in attendance agreed to meet again in the future as circumstances warrant.

05/03/08 (2) **Race #6 – Inquiry/No Change**

The stewards posted the running of Race #6 to investigate two (2) separate incidents, both of which occurred at the 3/4 mile marker. In the first incident, #4 “Cherry Tree Blue” (Jason Maier) made a break and was ‘run up on’ by #6 “Sure Shot” (James Lackey) causing #6 to make a ‘break’. In the subsequent melee, Driver Jason Maier was unseated, but maintained control of his horse.

In an unrelated incident, #3 “Allata Collada” (George Luster) bore out causing #9 “Jill’s Scooter (Lou Pena) to go ‘off stride’. The stewards found cause to disqualify #3 and place him behind #9 in the official order of finish. However, the stewards concluded that the problem was primarily with the horse, thus Driver Luster was not sanctioned.

Original order of finish: 7-1-10-2-8-3-9-6-5

Official order of finish: 7-1-10-2-8-9-3-6-5

05/03/08 (3) **Race #10 – Inquiry/No Change**

The stewards posted the ‘inquiry’ to investigate an incident at the finish when #2 “Know The Pro” went ‘off stride’ right at the finish. After viewing film and utilizing the photo finish, the stewards concluded that #2 complied with the breaking rule, thus ‘no change’.

05/03/08 (4) **Program Changes**

2nd Race Declaration - #6 “Carl Lewis N” – Trainer Lou Pena

Refund: \$2 Injured – Dr. Goodbary

3rd Race Declaration - #2 “Tami’s Knight” – Trainer Jean Mac Donell

Refund: \$1 Injured – Dr. Goodbary

#8 “R Big Ben” – Trainer James Turton

Refund: \$1 Injured – Dr. Goodbary

11th Race Declaration - #2 “Relinquishment” – Trainer Rick Plano

Refund: \$1 Injured – Dr. Goodbary

13th Race Declaration - #7 “Mauro Hanover” – Trainer Chris Hernandez

Refund: \$0 Injured – Dr. Goodbary

05/03/08 (5) **Attendance and Handle**

Attendance	587
Live Handle (On Track)	\$76,480
Handle (In State)	\$591,631
Handle (Out of State)	<u>\$420,228</u>
Total Handle	\$1,088,339

RULINGS ISSUED THIS WEEK

- | | | |
|----------|----|--|
| 05/01/08 | 23 | Driver Lou Pena, who drove "Fox Harbor" in the Third Race on Saturday April 26, 2008 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1731 (G) (Starting Rules - Failure To Come Up Into Position). |
| 05/02/08 | 24 | Trainer Robley Johnson, who started "Cam's Gidget" in the Seventh Race on April 04, 2008, at Cal-Expo, is hereby fined the sum of Three Hundred (\$300) Dollars pursuant to California Horse Racing Board Rule #1887 (Trainer To Insure Condition Of Horse) for violation of California Horse Racing Board Rule #1843 (D) (Medications, Drugs And Other Substances – Methocarbamol (Robaxin) In Excess Of Permitted Level) Class VI. |
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W E E K L Y S U M M A R Y

ATTENDANCE

REPORT -

The full Board of Stewards was in session each day during this reporting period for both morning business and the afternoon racing program.

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
1-May	10	4	GRANDPA STEVIE	JOHNSON	Injured	Goodbary	\$0.00
2-May	3	9	SEÑORITA GABRIELLA	LINDSEY	Injured	Goodbary	\$0.00
	10	4	FINE WINE	MACDONELL	Injured	Goodbary	\$0.00
	14	9	BLUE OVERCOAT	HERNANDEZ	Injured	Goodbary	\$0.00
3-May	2	6	CARL LEWIS N	PENA	Injured	Goodbary	\$2.00
	3	2	TAMI'S KNIGHT	MACDONELL	Injured	Goodbary	\$1.00
	3	8	R BIG BEN	TURTON	Injured	Goodbary	\$1.00
	11	2	RELINQUISHMENT	PLANO	Injured	Goodbary	\$1.00
	13	7	MAURO HANOVER	HERNANDEZ	Injured	Goodbary	\$0.00

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	14,188.90
Bay Meadows	\$	107,840.90
Eureka	\$	-
Fresno	\$	9,267.00
Fresno Club One	\$	4,162.10
Golden Gate	\$	69,469.60
Monterey	\$	11,727.60
Pleasanton	\$	42,629.00
Sacramento	\$	172,564.40
San Jose	\$	71,461.70
Santa Rosa	\$	21,786.80
Stockton	\$	31,369.60
Tulare	\$	2,221.70
Turlock	\$	-
Vallejo	\$	23,934.50
Racing Fairs	\$	-
So. California	\$	-
Out of State	\$	1,142,470.91

CAL-EXPO HARNESS ASSOCIATION

SUMMARY

2008

	Mon 04/28	Tues 04/29	Wed 04/30	Thurs 05/01	Fri 05/02	Sat 05/03	Total Week	Total Meet
Accidents	D	D	D	0	0	1	0	1
Cal-Bred Races	A	A	A	0	0	0	0	8
Claims	R	R	R	0	0	0	0	11
Disqualification's	K	K	K	0	1	1	2	20
Inquiries	D	D	D	2	1	2	5	28
Refunds	A	A	A	0	0	4	4	75
Rulings	Y	Y	Y	1	1	2	4	26

Stewards Attendance: Stewards Oke, McLaren and Meyers were in attendance.

All drivers submitted to a breath analyzer test.

Michael W. "Wayne" Oke, Steward

Brent McLaren, Steward

Will Meyers, Steward

State of California
 Jockey/Driver Accident Report
 CHRB-201 (NEW 07/06)

CALIFORNIA HORSE RACING BOARD

JOCKEY/DRIVER ACCIDENT REPORT

Business and Professions Code Section 19481.3(e) provides that the stewards shall investigate and prepare a report regarding all on-track accidents involving jockeys that occur during the performance of their duties. The investigation shall commence no later than the next live racing day and shall be completed expeditiously. Board Rule 1536, Stewards' Minutes, includes drivers in this requirement. **Upon completion of the report it shall immediately be sent by facsimile or electronic mail to the Jockey's Guild or California Harness Horsemen's Association; the jockey/driver or his representative; the racing association; the owner; and the trainer of the horse the jockey/driver was riding/driving at the time of the accident.**

Name of jockey/driver & CHRB License No.: Jason Maier 262813 06/10

Name of horse owner & CHRB License No.: Jason Maier 273909 06/10

Name of trainer & CHRB License No.: Tim Maier 071875 09/08

Name of horse and Tattoo No.: Cherry Tree Blue Z0416

Date/time/location of accident: 05/03/08 8:25 p.m. Cal Expo

DESCRIPTION OF ACCIDENT

Include circumstances of accident, likely causes and the extent of injury to jockey/driver, if any. Complete one Jockey/Driver Accident Report for each jockey/driver involved in an accident. In addition to the distribution described above, a copy of each report shall be attached to the stewards' minutes in accordance with Rule 1536, Stewards' Minutes.

The accident occurred before the 3/4 pole when #4 "Cherry Tree Blue", driven by Jason Maier made a break, causing #6 "Sure Shot", driven by Jim Lackey to run up on Cherry Tree Blue", causing Jason Maier to be thrown to the track and interfering with #5 "Cherry Tree Kate".

Jason Maier was cleared by the EMT's that night.

/s/ signature on file
 Signature of Steward

May 06, 2008
 Date report completed